

UNITED STATES OF AMERICA : **DATE FILED:** _____

v. : **CRIMINAL NO.** _____

DIMITRI LAMBERT : **VIOLATION:**
18 U.S.C. § 924(a)(1)(A) (making a false
: **statement to a federal firearms licensee –**
: **1 count)**

COUNT ONE

At all times material to this indictment:

2. FFL holders are licensed, among other things, to sell firearms and ammunition. Various rules and regulations, promulgated under the authority of Title 18, United States Code, Chapter 44 (Sections 921-929), govern the manner in which an FFL holder may sell firearms and ammunition.

3. The rules and regulations governing FFL holders required that a person seeking to purchase a handgun fill out a “Firearms Transaction Record,” ATF Form 4473. Part of the Form 4473 required that the prospective purchaser certify truthfully, subject to penalties of perjury, that he or she was the actual buyer of the firearm. The Form 4473 contained language warning that it “is a crime punishable as a felony” to “answer[] ‘yes’ to question 11.a [which

asks, “Are you the actual buyer of the firearm(s) listed on this form?”] if [such person is] not the actual buyer of the firearm.”

4. A person who purchases a firearm for another person and falsely completes the Form 4473 is a “straw purchaser.” Acting as a straw purchaser is referred to as “lying and buying.”

5. FFL holders were required to maintain a record, in the form of a completed Form 4473, of the identity of the actual buyer of firearms sold by the FFL holder, to ensure that the person was not prohibited from purchasing a firearm.

6. On or about September 18, 2006, in the Eastern District of Pennsylvania, defendant

DIMITRI LAMBERT,

in connection with the acquisition of a firearm, that is, a Taurus pistol, model PT111, 9mm, from an FFL holder, that is, Firing Line Inc, in Philadelphia, Pennsylvania, knowingly made a false statement and representation with respect to the information required by the provisions of Chapter 44, Title 18, United States Code, to be kept in the FFL holder’s records, in that defendant LAMBERT certified on the Form 4473 that he was the actual buyer of the

firearm, when in fact, as defendant knew, this statement was false and fictitious.

All in violation of Title 18, United States Code, Section 924(a)(1)(A).

A TRUE BILL:

GRAND JURY FOREPERSON

PATRICK L. MEEHAN
United States Attorney